IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

WP(C).No. 25773 of 2007(R)

PETITIONER:

KRISHNA BHAT.P.V., S/O.P.V.BHAT,
CHITTARI HOUSE, KALLAKATTA P.O.,
MUTTATHODY VILLAGE, KASARAGOD DISTRICT.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS:
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1. **THE ADDITIONAL DISTRICT MAGISTRATE,**
   KASARAGODE.

2. **THE TAHSILDAR, KASARAGODE.**

3. **THE SUPERINTENDENT OF POLICE,**
   KASARAGODE.

4. **THE COMMISSIONER OF LAND REVENUE,**
   THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. M.R. SABU

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 25/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.25773/2007 R

APPENDIX

PETITIONER'S EXHIBIT:

EXT.P1: COPY OF THE ORDER OF THE 4TH RESPONDENT DTD. 7/07/2007.

/TRUE COPY/

P.S.TO JUDGE

KSS

ANTONY DOMINIC, J.

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W.P.(C) No. 25773 OF 2007 R
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Dated this the 25th October, 2007

J U D G M E N T

Ext. P1 is an order passed by the 4th respondent in an appeal filed by the petitioner against order of the 1st respondent declining to renew his gun license issued under the Arms Act. On a reading of Ext. P1 order, I notice that it does not contain any reason. At the penultimate paragraph of the order it is stated that the counsel for the petitioner stated that the arms is required for protecting crops and that in view of the facts of the case and the circumstances reported no gun is found to be necessary. The order does not contain reasoning, nor does it reflect any application of mind at the appellate authority's level.

2. For that reason Ext.P1 order deserves to be set aside and I do so. The 3rd respondent shall reconsider the matter with notice to the concerned parties and pass a fresh reasoned order as expeditiously as possible, at any rate within 8 weeks of receipt of a copy of this judgment.

ANTONY DOMINIC
JUDGE

jan/-